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IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF OHIO
EASTERN DIVISION

UNITED STATES OF AMERICA,

Plaintiff,

v.

DEONTAY BYAS,
KRISTAPHER CONNER,
MARCUS BOYD,
JAMALE STEWART
ALONZO CURGES,
RAYVANTE MILES,
TRESHONE LEWIS,

Defendants.

INDICTMENT

1:20 CR 039
CASE NO.

Title 18, United States Code,
Sections 922(a)(6),
924(c)(1)(A)(i) and 2; Title 21,
United States Code, Sections
841(a)(1), (b)(1)(B), (b)(1)(C)
and 846

JUDGE POLSTER

COUNT 1

(Conspiracy to Possess with Intent to Distribute Controlled Substances, 21 U.S.C. § 846)

The Grand Jury charges:

1. On or about September 24, 2019 to on or about September 25, 2019, the exact dates to the Grand Jury unknown, in the Northern District of Ohio, Eastern Division, and elsewhere, Defendants DEONTAY BYAS, KRISTAPHER CONNER, MARCUS BOYD, JAMALE STEWART, ALONZO CURGES, RAYVANTE MILES, and TRESHONE LEWIS did unlawfully, knowingly, and intentionally combine, conspire, confederate, and agree together and with each other, and with diverse others known and unknown to the Grand Jury, to possess with the intent to distribute a mixture and substance containing at least 10 grams of a detectable amount of carfentanil a Schedule I controlled substance; at least 5 grams of a mixture and substance containing a detectable amount of methamphetamine, a Schedule II controlled

substance; a mixture and substance containing a detectable amount of cocaine base, a Schedule II controlled substance; and a mixture and substance containing a detectable amount of Buprenorphine and Naloxone, Schedule III controlled substances, in violation of Title 21, United States Code, Sections 841(a)(1), (b)(1)(B), and (b)(1)(C).

All in violation of Title 21, United States Code, Section 846.

COUNT 2

(Possession of a Firearm in Furtherance of a Drug Trafficking Crime, 18 U.S.C. § 924(c)(1)(A)(i))

The Grand Jury further charges:

2. On or about September 25, 2019, in the Northern District of Ohio, Eastern Division, Defendant DEONTAY BYAS, possessed firearms, to wit: A loaded Century Arms VSKA AK-47 7.62x39 bearing serial number SV7012437 with 31 7.62x39 millimeter caliber cartridges, an American Tactical Omni 5.56 caliber rifle bearing serial number NS055417, an American Tactical Omni 5.56 caliber rifle bearing serial number NS173195, a loaded Glock 17 9 mm luger pistol bearing serial number WMK754 with 34 9 millimeter Luger caliber cartridges, and a loaded Pietro Berreta pistol bearing serial number A156711Z with 17 9 millimeter Luger caliber cartridges; in furtherance of a drug trafficking crime, to wit: Conspiracy to Possess with Intent to Distribute Controlled Substances, in violation of Title 21, United States Code, Sections 841(a)(1), (b)(1)(A), and 846, as charged in Count 1 of this indictment, in violation of Title 18, United States Code, Section 924(c)(1)(A)(i).

COUNT 3

(Possession of a Firearm in Furtherance of a Drug Trafficking Crime, 18 U.S.C. § 924(c)(1)(A)(i))

The Grand Jury further charges:

3. On or about September 25, 2019, in the Northern District of Ohio, Eastern Division, Defendant TRESHONE LEWIS, possessed firearms, to wit: a loaded Smith and

Wesson MP15 5.56 caliber rifle bearing serial number SX51355 with 20 5.56x45 millimeter caliber cartridges and a loaded Glock 17 9 millimeter luger pistol bearing serial number XZT903 with 17 rounds of 9 millimeter luger caliber cartridges; in furtherance of a drug trafficking crime, to wit: Conspiracy to Possess with Intent to Distribute Controlled Substances, in violation of Title 21, United States Code, Sections 841(a)(1), (b)(1)(A), and 846, as charged in Count 1 of this indictment, in violation of Title 18, United States Code, Section 924(c)(1)(A)(i).

COUNT 4

(Possession with Intent to Distribute Carfentanil, 21 U.S.C. §§ 841(a)(1) and (b)(1)(B))

The Grand Jury further charges:

4. On or about September 25, 2019, in the Northern District of Ohio, Eastern Division, Defendant DEONTAY BYAS did knowingly and intentionally possess with the intent to distribute approximately 72.19 grams of a mixture and substance containing a detectable amount of carfentanil, a Schedule I controlled substance, in violation of Title 21, United States Code, Sections 841(a)(1) and (b)(1)(B).

COUNT 5

(Possession with Intent to Distribute Methamphetamine, 21 U.S.C. §§ 841(a)(1) and (b)(1)(B))

The Grand Jury further charges:

5. On or about September 25, 2019, in the Northern District of Ohio, Eastern Division, Defendant DEONTAY BYAS did knowingly and intentionally possess with the intent to distribute approximately 12.18 grams of a mixture and substance containing a detectable amount of methamphetamine, a Schedule II controlled substance, in violation of Title 21, United States Code, Sections 841(a)(1) and (b)(1)(B).

COUNT 6

(Possession with Intent to Distribute Cocaine Base, 21 U.S.C. §§ 841(a)(1) and (b)(1)(C))

The Grand Jury further charges:

6. On or about September 25, 2019, in the Northern District of Ohio, Eastern Division, Defendant DEONTAY BYAS did knowingly and intentionally possess with the intent to distribute approximately 4.08 grams of a mixture and substance containing a detectable amount of cocaine base, a Schedule II controlled substance, in violation of Title 21, United States Code, Sections 841(a)(1) and (b)(1)(C).

COUNT 7

(Possession with Intent to Distribute Carfentanil, 21 U.S.C. §§ 841(a)(1) and (b)(1)(B))

The Grand Jury further charges:

7. On or about September 25, 2019, in the Northern District of Ohio, Eastern Division, Defendant RAYVANTE MILES did knowingly and intentionally possess with the intent to distribute approximately 57.6 grams of a mixture and substance containing a detectable amount of carfentanil, a Schedule I controlled substance, in violation of Title 21, United States Code, Sections 841(a)(1) and (b)(1)(B).

COUNT 8

(Possession with Intent to Distribute Cocaine Base, 21 U.S.C. §§ 841(a)(1) and (b)(1)(C))

The Grand Jury further charges:

8. On or about September 25, 2019, in the Northern District of Ohio, Eastern Division, Defendant RAYVANTE MILES did knowingly and intentionally possess with the intent to distribute approximately 0.39 grams of a mixture and substance containing a detectable amount of cocaine base, a Schedule II controlled substance, in violation of Title 21, United States Code, Sections 841(a)(1) and (b)(1)(C).

COUNT 9

(Possession with Intent to Distribute Buprenorphine and Naloxone, 21 U.S.C. §§ 841(a)(1) and (b)(1)(C))

The Grand Jury further charges:

9. On or about September 25, 2019, in the Northern District of Ohio, Eastern Division, Defendant RAYVANTE MILES did knowingly and intentionally possess with the intent to distribute approximately 92 unit doses of a mixture and substance containing a detectable amount of Buprenorphine and Naloxone, Schedule III controlled substances, in violation of Title 21, United States Code, Sections 841(a)(1) and (b)(1)(C).

COUNT 10

(Possession with Intent to Distribute Carfentanil, 21 U.S.C. §§ 841(a)(1) and (b)(1)(B))

The Grand Jury further charges:

10. On or about September 25, 2019, in the Northern District of Ohio, Eastern Division, Defendant TRESHONE LEWIS did knowingly and intentionally possess with the intent to distribute approximately 59.74 grams of a mixture and substance containing a detectable amount of carfentanil, a Schedule I controlled substance, in violation of Title 21, United States Code, Sections 841(a)(1) and (b)(1)(B).

COUNT 11

(Possession with Intent to Distribute Cocaine, 21 U.S.C. §§ 841(a)(1) and (b)(1)(C))

The Grand Jury further charges:

11. On or about September 25, 2019, in the Northern District of Ohio, Eastern Division, Defendant TRESHONE LEWIS did knowingly and intentionally possess with the intent to distribute approximately 5.09 grams of a mixture and substance containing a detectable amount of cocaine, a Schedule II controlled substance, in violation of Title 21, United States Code, Sections 841(a)(1) and (b)(1)(C).

COUNT 12

(False Statement During Purchase of a Firearm, 18 U.S.C. §§ 922(a)(6) and 2)

The Grand Jury further charges:

12. On or about the September 24, 2019, in the Northern District of Ohio, Eastern Division, Defendants DEONTAY BYAS, KRISTAPHER CONNER, MARCUS BOYD, JAMALE STEWART, and ALONZO CURGES, in connection with the acquisition of a firearm, to wit a loaded Century Arms VSKA AK-47 7.62x39 bearing serial number SV7012437 with 31 7.62x39 millimeter caliber cartridges, from Fin Feather Fur Outfitters, 18030 Bagley Rd, Middleburg Heights, Ohio, a federally licensed dealer of firearms, did aid and abet and knowingly and unlawfully make and cause to be made false and fictitious statements, intended and likely to deceive said dealer with respect to facts material to the lawfulness of the sale and acquisition of said firearms under the provisions of Chapter 44, Title 18 of the United States Code, in that JAMALE STEWART did knowingly state and represent on Federal Firearms Transaction Records, those are, ATF Forms 4473, that he was the actual buyer of said firearms, when in fact, he was not the actual buyer of the firearms, in violation of Title 18, Sections 922(a)(6) and 2, United States Code.

COUNT 13

(False Statement During Purchase of a Firearm, 18 U.S.C. §§ 922(a)(6) and 2)

The Grand Jury further charges:

13. On or about the September 24, 2019, in the Northern District of Ohio, Eastern Division, Defendants DEONTAY BYAS, KRISTAPHER CONNER, MARCUS BOYD, JAMALE STEWART, and ALONZO CURGES, in connection with the acquisition of a firearm, to wit: a Smith and Wesson MP15 5.56 caliber rifle bearing serial number TL10844, from Fin Feather Fur Outfitters, 18030 Bagley Rd, Middleburg Heights, Ohio, a federally licensed dealer of firearms, did aid and abet and knowingly and unlawfully make and cause to be

made false and fictitious statements, intended and likely to deceive said dealer with respect to facts material to the lawfulness of the sale and acquisition of said firearms under the provisions of Chapter 44, Title 18 of the United States Code, in that ALONZO CURGES did knowingly state and represent on Federal Firearms Transaction Records, those are, ATF Forms 4473, that he was the actual buyer of said firearms, when in fact, he was not the actual buyer of the firearms, in violation of Title 18, Sections 922(a)(6) and 2, United States Code.

COUNT 14

(False Statement During Purchase of a Firearm, 18 U.S.C. §§ 922(a)(6) and 2)

The Grand Jury further charges:

14. On or about the September 24, 2019, in the Northern District of Ohio, Eastern Division, Defendants DEONTAY BYAS, KRISTAPHER CONNER, MARCUS BOYD, JAMALE STEWART, and ALONZO CURGES, in connection with the acquisition of a firearm, to wit: an American Tactical Omni 5.56 caliber rifle bearing serial number NS055417, from The Enthusiast of Ohio, LLC, 9100 Bank Street, Suite A, Valley View, Ohio, a federally licensed dealer of firearms, did aid and abet and knowingly and unlawfully make and cause to be made false and fictitious statements, intended and likely to deceive said dealer with respect to facts material to the lawfulness of the sale and acquisition of said firearms under the provisions of Chapter 44, Title 18 of the United States Code, in that JAMALE STEWART did knowingly state and represent on Federal Firearms Transaction Records, those are, ATF Forms 4473, that he was the actual buyer of said firearms, when in fact, he was not the actual buyer of the firearms, in violation of Title 18, Sections 922(a)(6) and 2, United States Code.

COUNT 15

(False Statement During Purchase of a Firearm, 18 U.S.C. §§ 922(a)(6) and 2)

The Grand Jury further charges:

15. On or about the September 24, 2019, in the Northern District of Ohio, Eastern Division, Defendants DEONTAY BYAS, KRISTAPHER CONNER, MARCUS BOYD, JAMALE STEWART, and ALONZO CURGES, in connection with the acquisition of a firearm, to wit: an American Tactical Omni 5.56 caliber rifle bearing serial number NS173195, from The Enthusiast of Ohio, LLC, 9100 Bank Street, Suite A, Valley View, Ohio, a federally licensed dealer of firearms, did aid and abet and knowingly and unlawfully make and cause to be made false and fictitious statements, intended and likely to deceive said dealer with respect to facts material to the lawfulness of the sale and acquisition of said firearms under the provisions of Chapter 44, Title 18 of the United States Code, in that MARCUS BOYD did knowingly state and represent on Federal Firearms Transaction Records, those are, ATF Forms 4473, that he was the actual buyer of said firearms, when in fact, he was not the actual buyer of the firearms, in violation of Title 18, Sections 922(a)(6) and 2, United States Code.

FORFEITURE

The Grand Jury further charges:

For the purpose of alleging forfeiture pursuant to Title 21, United States Code, Section 853; Title 18, United States Code, Section 924(d)(1); and Title 28, United States Code Section 2461(c), the allegations of Counts 1 through 15 are hereby re-alleged and incorporated herein by reference. As a result of the foregoing offenses, Defendants DEONTAY BYAS, KRISTAPHER CONNER, MARCUS BOYD, JAMALE STEWART, ALONZO CURGES, RAYVANTE MILES, and TRESHONE LEWIS shall forfeit to the United States any and all property constituting or derived from any proceeds he obtained directly or indirectly as a result

of such violations; any and all property used or intended to be used in any manner or part to commit or to facilitate the commission of such violations; and, any and all firearms and ammunition involved in or used in the commission of such violations; including, but not limited to, the following:

- a. \$7,303.00 in U.S. Currency seized from Kristapher Conner on September 25th, 2019;
- b. \$2,109.59 in U.S. Currency seized from Deontay Byas on September 25th, 2019;
- c. A loaded Century Arms VSKA AK-47 7.62x39 bearing serial number SV7012437 with 31 7.62x39 millimeter caliber cartridges;
- d. Smith and Wesson MP15 5.56 caliber rifle bearing serial number TL10844;
- e. an American Tactical Omni 5.56 caliber rifle bearing serial number NS055417;
- f. an American Tactical Omni 5.56 caliber rifle bearing serial number NS173195;
- g. a loaded Glock 17 9 mm luger pistol bearing serial number WMK754 with 34 9 millimeter Luger caliber cartridges;
- h. a loaded Smith and Wesson MP15 5.56 caliber rifle bearing serial number SX51355 with 20 5.56x45 millimeter caliber cartridges;
- i. a loaded Pietro Berreta pistol bearing serial number A156711Z with 17 9 millimeter Luger caliber cartridges; and
- j. a loaded Glock 17 9 millimeter luger pistol bearing serial number XZT903 with 17 rounds of 9 millimeter luger caliber cartridges;

A TRUE BILL.

Original document - Signatures on file with the Clerk of Courts, pursuant to the E-Government Act of 2002.